



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Dan W. Denney *et al.*
Serial No.: 09/925,192
Filed: 08/09/01
Entitled: Gene Amplification Methods

Group No.: 1642
Examiner:

AMENDMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 5, 2004

By:

Mary Ellen Waite

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	5	-	15	0	X	18.00	\$0.00
Independent Claims	1	-	3	0	X	88.00	\$0.00

TOTAL DUE \$0.00

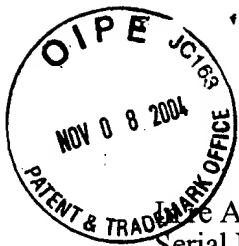
1. No fee is due at this time.
2. Please charge any deficiency in the payment of the required fee(s), including any fees necessary for extensions of time, or credit overpayment, to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: November 5, 2004

By:

Mary Ann Brow
Registration No. 42,363

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
608/218-6900



1642
2/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Denney
Serial No.: 09/925,192
Filed: 08/09/01
Entitled: **Gene Amplification Methods**

Group No.: 1642
Examiner: C. Yaen

**RESPONSE TO OFFICE ACTION
MAILED OCTOBER 5, 2004**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **November 5, 2004**.

Dated: November 5, 2004

By: _____

Mary Ellen Waite
Mary Ellen Waite
Susan M. McClintock

Sir or Madam:

This communication is responsive to the Office Action mailed October 5, 2004, with response due on or before November 5, 2004. Submitted this communication is a copy of the Information Disclosure Statement and Form 1449 being filed herewith (at TAB 1). A copy of the references cited in the Information Disclosure Statement is included herewith (at TAB 2). The Form 1449 includes all of the references considered in the parent case of the present application (Application Serial No. 09/370,453), plus the additional references included in IDS enclosed herein. Applicant requests that all of these references be made of record in the present application.

In accordance with the procedure for Revised Amendment Practice under 37 C.F.R. §1.121, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

11/09/2004 TBESHAN1 00000028 09925192

01 FC:1606

160.00 GP

AMENDMENTS TO THE CLAIMS: